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SLP(C)No. 14965 OF 2000

ITEM No.203

Court No.10

SECTION XI  
A/N MATTER

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No.14965/2000

(From the judgement and order dated 08/12/1999 and 15.11.2000 in WP  
481/98 and WPN0.646(SB) of 1997 HIGH COURT OF U.P AT LUCKNOW)

STATE OF U.P. & ANR.

Petitioner (s)

VERSUS

ANAND KUMAR SRIVASTAV & ANR.

Respondent (s)

(With prayer for interim relief)

( For Final Disposal )

With

SLP(C)No.12797/2001

(with appln.(s) for C/delay in filing SLP and exemption from filing  
O.T. and with prayer for interim relief)

Date : 22/03/2002 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.P. SETHI

HON'BLE MR. JUSTICE K.G. BALAKRISHNAN

For Petitioner (s) Mr.Subodh Markandeya, Sr.Adv.  
Mrs. Chitra Markandaya, Adv.  
Mr.Kamlendra Mishra, Adv.  
Ms.Feroze Bano, Adv.

For Respondent (s) Mr.P.P.Malhotra, Sr.Adv.  
Ms.Shashi Kiran, Adv.  
Mrs.Amita Gupta, Adv.  
Ms.Bharti Verma, Adv.  
Ms.Kiran Kapoor, Adv.

Mr.Mahesh Srivastava, Adv.  
Mr.Pankaj Srivastava, Adv.for  
M/s I.M.Nanavati Associates

UPON hearing counsel the Court made the following

O R D E R

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.SP2

Delay condoned in SLP(C)No.12797 of 2001.  
Leave granted.

Mr.Subodh Markandeya, learned senior counsel  
for the appellants, started arguments at 12.20 p.m.  
and concluded at 12.30 p.m. Thereafter Mr.P.P.  
Malhotra, learned senior counsel for respondent  
...2/-

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No.2 replied for about 5 minutes. Mr. Mahesh  
Srivastava, learned counsel for respondent NO.1  
replied for few minutes.

The appeals are disposed of in terms of the signed order.

.SP1

(Rajesh Kumar) (V.P. Tyagi)  
PA to Addl. Registrar Court Master  
(Signed order is placed on the file)

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.....L.....I.....T.....T.....T.....T.....T.....T.....J  
.PL55

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 2346 of 2002@@  
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(Arising out of SLP(C) No.14965/2000)

State of U.P. & Anr. ... Appellants  
vs.

Anand Kumar Srivastav & Anr. ... Respondents

WITH  
CIVIL APPEAL NO.2348 OF 2002  
(Arising out of SLP(C)No.12797/2001)

State of U.P. & Anr. ... Appellants  
vs.

Surya Bali Singh Yadav & Ors. ... Respondents

O R D E R@@  
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.SP2

Leave granted.

We have heard learned counsel for the appearing parties and perused the record.

In the facts and circumstances and with the consent of the learned counsel appearing for the parties the order passed by the Tribunal confirmed by the High Court is modified with a direction that the respondents shall be reinstated to the post to which they were appointed and be given all prospective benefits. The respondents are further held entitled to the salary permissible for the aforesaid post from the date of the judgment of the High Court. The respondents shall not be entitled to any other service benefits. The appeals are disposed of accordingly.

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.....J  
( R.P. SETHI )

.....J  
( K.G. BALAKRISHNAN )

New Delhi,  
March 22, 2002